

Message Text

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ORIGIN IO-13

INFO OCT-01 AF-08 ARA-06 EUR-12 ISO-00 DHA-02 CIAE-00

DODE-00 PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05 PA-01

PRS-01 SP-02 SS-15 NSCE-00 SSO-00 USIE-00 INRE-00

TRSE-00 EA-07 NEA-10 /099 R

DRAFTED BY IO/HR:WEHEWITT:BKM

APPROVED BY P:PHABIB

ARA:HWSHLAUDEMAN

IO:JABAKER

L/UNA:RSTOWE

D/HA:JWILSON (INFO)

S/S RPERITO

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O R 200043Z NOV 76

FM SECSTATE WASHDC

TO USMISSION USUN NEW YORK IMMEDIATE

INFO AMEMBASSY SANTIAGO

USMISSION GENEVA

AMEMBASSY NAIROBI

C O N F I D E N T I A L STATE 285457

NAIROBI FOR USDEL TO UNESCO

E.O. 11652: GDS

TAGS: UN, SHUM, CI

SUBJECT: THIRD COMMITTEE: HUMAN RIGHTS IN CHILE (ITEM 12)

REF: (A) USUN 5384, (B) SANTIAGO 11089, (C) USUN 5424

1. DEPT. HAS STUDIED TWO DRAFT RESOLUTIONS ON SUBJECT
ITEM BEFORE THIRD COMMITTEE IN THE LIGHT OF THE DEVELOPING
TACTICAL SITUATION AS REPORTED REFS. (A) AND (C), AND
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TAKING ACCOUNT OF EMBASSY SANTIAGO'S HELPFUL COMMENTS

(REF. (B)).

2. DEPT. UNDERSTANDS THAT TEXT OF THE 32-POWER DRAFT RESOLUTION (L.26) (SO-CALLED CUBAN-DUTCH DRAFT) WILL ALMOST CERTAINLY NOT BE REVISED IN ANY WAY BY THE CO-SPONSORS AND THAT, GIVEN THE POTENTIAL SIZEABLE SUPPORT FOR THIS DRAFT RESOLUTION, NO REAL POSSIBILITY EXISTS THAT ANY AMENDMENTS TO THAT DRAFT WOULD SUCCEED. DEPT. NOTES THAT THE CUBAN-DUTCH DRAFT WAS FORMALLY PRESENTED IN THIRD COMMITTEE AFTER THE CHILEAN ANNOUNCEMENT OF THE RELEASE OF PRISONERS HELD UNDER THE STATE OF SEIGE. THIS ANNOUNCEMENT APPEARS NOT TO HAVE ALTERED THE POINT OF VIEW OF THE CO-SPONSORS AS EXPRESSED IN THE DRAFT RESOLUTION, WHICH IS ONE-SIDEDLY CONDEMNATORY AND LAYS STRESS ON THE DEVELOPMENT OF NEW MEASURES TO EXERT FURTHER PRESSURES ON THE GOVERNMENT OF CHILE.

3. DEPT. CONSIDERS THAT THE CHILEAN ANNOUNCEMENT OF THE RELEASE OF PERSONS DETAINED WITHOUT CHARGE CONSTITUTES A VERY POSITIVE MOVE IN ITSELF AND HOPEFULLY ALSO SIGNIFIES THE INTENT OF THE GOC TO TAKE FURTHER STEPS TO IMPROVE THE HUMAN RIGHTS PICTURE IN THAT COUNTRY. DEPT. AGREES WITH OPINION EXPRESSED BY EMBASSY SANTIAGO THAT THE TIME APPEARS PROPITIOUS TO GIVE A SIGNAL OF ENCOURAGEMENT TO THAT GOVERNMENT TO CONTINUE TO IMPROVE ITS HUMAN RIGHTS PRACTICES. DEPT. THEREFORE REGARDS THE OMISSION FROM THE DRAFT RESOLUTION OF ANY REFERENCE TO THE CHILEAN PRISONER RELEASE ANNOUNCEMENT AS CONSTITUTING A MAJOR DEFICIENCY.

4. IN ADDITION, DEPT. FINDS OPERATIVE PARAGRAPH 4 OBJECTIONABLE, ESPECIALLY IN ITS OPEN-ENDED INVITATION TO MEMBER STATES, UN AGENCIES AND INTERNATIONAL ORGANIZATIONS TO TAKE THE STEPS THEREIN PROPOSED. SUCH AN INVITATION, IN OUR VIEW, WOULD REPRESENT JUST ONE MORE STEP TOWARD FURTHER POLITICIZATION OF THESE AGENCIES AND ORGANIZATIONS, A TREND WHICH THE USG IS DETERMINED TO RESIST IN THE LONG-RANGE INTERESTS OF THE CONTINUING VIABILITY OF THESE ORGANIZATIONS AND OUR PARTICIPATION IN THEM. ALSO OPERATIVE PARAGRAPH 5(C) CONCERNING THE CONSEQUENCES OF AID EXTENDED TO CHILE APPEARS CLEARLY TO BE THE OPENING

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MOVE DOWN THE ROAD TO THE EVENTUAL RECOMMENDATION OF SOME FORM OF ECONOMIC SANCTION AGAINST THE CHILEAN GOVERNMENT. IN OUR VIEW SUCH A PROVISION AT THIS STAGE IS NOT CALLED FOR, ESPECIALLY IN VIEW OF THE RECENT CHILEAN PRISONER RELEASE ANNOUNCEMENT, AND IS THEREFORE UNACCEPTABLE.

5. TAKING ACCOUNT OF THESE SEVERAL FACTORS, DEPT. HAS

CONCLUDED THAT THE DELEGATION SHOULD ABSTAIN IN THE VOTE ON THE CUBAN-DUTCH RESOLUTION (L.26). USDEL NEED NOT CALL FOR SEPARATE VOTES ON THE OFFENDING PARAGRAPHS BUT USDEL SHOULD DELIVER FULL EXPLANATION OF VOTE SUMMARIZING ALL OF THE ABOVE POINTS AS GROUNDS FOR OUR INABILITY TO VOTE IN FAVOR OF THE DRAFT RESOLUTION. DEPT. PREPARING PROPOSED EXPLANATION OF VOTE. IF SEPARATE VOTES ON OPERATIVE PARAS. 4 AND 5(C) ARE CALLED FOR, USDEL SHOULD VOTE AGAINST EACH.

6. SINCE IT APPEARS THAT NO EFFORT WILL BE MADE TO SECURE PRIORITY IN THE VOTING FOR THE LATIN AMERICAN DRAFT RESOLUTION (L.29), AND SINCE IT APPEARS TO BE ALMOST A FOREGONE CONCLUSION THAT WITH THE ADOPTION OF THE CUBAN-DUTCH DRAFT A DECISION WILL BE TAKEN NOT TO VOTE ON THE LATIN AMERICAN DRAFT, DEPT. REFRAINS FROM DISCUSSING THE DETAILS OF THAT DRAFT RESOLUTION. IN THE UNLIKELY

EVENT THIS RESOLUTION IS PUT TO A VOTE, USDEL SHOULD VOTE IN FAVOR.

7. DEL AUTHORIZED TO INFORM EC-9 DELS OF U.S. VOTING POSITION. OTHER DELS SHOULD BE INFORMED ONLY ON AN IF-ASKED BASIS.

8. EMBASSY SANTIAGO SHOULD INFORM GOC OF USDEL'S VOTING INSTRUCTIONS, WITHOUT DIVULGING REASONING IN PARA. 3. KISSINGER

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